

Calendar No. 582

111TH CONGRESS
2^D SESSION**H. R. 2092****[Report No. 111–300]**

IN THE SENATE OF THE UNITED STATES

OCTOBER 8, 2009

Received; read twice and referred to the Committee on Homeland Security and
Governmental Affairs

SEPTEMBER 22, 2010

Reported by Mr. LIEBERMAN, with amendments

[Omit the part struck through and insert the part printed in *italic*]

AN ACT

To amend the National Children’s Island Act of 1995 to
expand allowable uses for Kingman and Heritage Islands
by the District of Columbia, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Kingman and Heritage
5 Islands Act of 2009”.

1 **SEC. 2. AMENDMENTS TO NATIONAL CHILDREN’S ISLAND**

2 **ACT OF 1995.**

3 (a) EXPANSION OF ALLOWABLE USES FOR KINGMAN
4 AND HERITAGE ISLAND.—The National Children’s Island
5 Act of 1995 (sec. 10–1401 et seq., D.C. Official Code)
6 is amended by adding at the end the following:

7 **“SEC. 7. COMPREHENSIVE AND ANACOSTIA WATERFRONT**
8 **FRAMEWORK PLANS.**

9 “(a) COMPLIANCE WITH PLANS.—Notwithstanding
10 any other provision of this Act, it is not a violation of
11 the terms and conditions of this Act for the District of
12 Columbia to use the lands conveyed and the easements
13 granted under this Act in accordance with the Anacostia
14 Waterfront Framework Plan and the Comprehensive Plan.

15 “(b) DEFINITIONS.—For purposes of this section, the
16 following definitions apply:

17 “(1) ANACOSTIA WATERFRONT FRAMEWORK
18 PLAN.—The term ‘Anacostia Waterfront Framework
19 Plan’ means the November 2003 Anacostia Water-
20 front Framework Plan to redevelop and revitalize
21 the Anacostia waterfront in the District of Colum-
22 bia, as may be amended from time to time, devel-
23 oped pursuant to a memorandum of understanding
24 dated March 22, 2000, between the General Services
25 Administration, Government of the District of Co-
26 lumbia, Office of Management and Budget, Naval

1 District Washington, Military District Washington,
2 Marine Barracks Washington, Department of Labor,
3 Department of Transportation, National Park Service,
4 Army Corps of Engineers, Environmental Protection
5 Agency, Washington Metropolitan Area
6 Transit Authority, National Capital Planning Commission,
7 National Arboretum, and Small Business
8 Administration.

9 “(2) COMPREHENSIVE PLAN.—The term ‘Com-
10 prehensive Plan’ means the Comprehensive Plan of
11 the District of Columbia approved by the Council of
12 the District of Columbia on December 28, 2006, as
13 such plan may be amended or superseded from time
14 to time.”.

15 (b) MODIFICATION OF REVERSIONARY INTEREST.—
16 Paragraph (1) of section 3(d) of the National Children’s
17 Island Act of 1995 (sec. 10–1402(d)(1), D.C. Official
18 Code) is amended by striking “The transfer under sub-
19 section (a)” and all that follows and inserting the fol-
20 lowing: “Title in the property transferred under subsection
21 (a) and the easements granted under subsection (b) shall
22 revert to the United States upon the expiration of the 60-
23 day period which begins on the date on which the Sec-
24 retary provides written notice to the District that the Sec-
25 retary has determined that ~~the~~ *a portion of the* District is

1 not using the property for recreational, environmental, or
2 educational purposes in accordance with National Chil-
3 dren’s Island, the Anacostia Waterfront Framework Plan,
4 or for another recreational, environmental, or educational
5 purpose, except that the reversionary interest of the
6 United States under this paragraph shall expire upon the
7 expiration of the 30-year period which begins on the date
8 of the enactment of the Kingman and Heritage Islands
9 Act of 2009.*the Comprehensive Plan*. Such notice shall be
10 made in accordance with chapter 5 of title 5, United
11 States Code (relating to administrative procedures).”.

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